## DAVID B. SMITH, PLLC

Nicholas D. Smith 1123 Broadway, Ste 909 New York, NY 10010 917.902.3869 nds@davidbsmithpllc.com David B. Smith 108 North Alfred Street, 1st FL Alexandria, VA 22314 703.548.8911 / fax 703.548.8935 dbs@davidbsmithpllc.com

May 30, 2025

## **VIA ECF**

The Honorable Eric R. Komitee United States District Court Eastern District of New York United States Courthouse 225 Cadman Plaza East Brooklyn, NY 11201

RE: *U.S. v. Braden J. Karony*, *et al.*, 1:23-cr-433-EK Renewed Motion for a Judgment of Acquittal

Dear Judge Komitee:

Karony moved the Court for a judgment of acquittal on Counts One through Three of the Indictment, pursuant to Federal Rule of Criminal Procedure 29(a). Tr. 2462. The Court reserved judgment on the motion. Karony renews his motion, pursuant to Federal Rule of Criminal Procedure 29(c), with respect to Counts One through Three of the Indictment, because the government presented insufficient evidence to convict. *United States v. Hoy*, 137 F.3d 726, 729 (2d Cir. 1998).

Dated: May 30, 2025 Respectfully submitted,

/s/ Nicholas D. Smith
Nicholas D. Smith
1123 Broadway, Suite 909
New York, NY 10010
Phone: (917) 902-3869
nds@davidbsmithpllc.com